

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

RANCE LANCE COX,

Petitioner,

V.

MIKE OBENLAND,

## Respondent.

CASE NO. C14-5613 BHS-JRC

## REPORT AND RECOMMENDATION

NOTED FOR:  
SEPTEMBER 19, 2014

The District Court has referred this petition for a writ of habeas corpus to United States Magistrate Judge J. Richard Creatura. The Court's authority for the referral is 28 U.S.C. § 636(b)(1)(A) and (B), and local Magistrate Judge Rules MJR3 and MJR4. Petitioner seeks relief from a state conviction. Petitioner filed the petition pursuant to 28 U.S.C. § 2254.

Petitioner filed a motion to proceed in forma pauperis using the wrong form (Dkt. 1). The Clerk's Office sent petitioner a deficiency letter (Dkt. 2). Petitioner paid the five dollar filing fee and the Court has ordered service of the petition (Dkt. 4).

1 Petitioner's motion to proceed in forma pauperis is still on the Court's calendar. The  
2 Court recommends denial of petitioner's motion because petitioner has paid the full five dollar  
3 filing fee.

4 Pursuant to 28 U.S.C. § 636(b)(1) and Fed. R. Civ. P. 72(b), the parties shall have  
5 fourteen (14) days from service of this Report to file written objections. *See also* Fed. R. Civ. P.  
6 6. Failure to file objections will result in a waiver of those objections for purposes of de novo  
7 review by the district judge. *See* 28 U.S.C. § 636(b)(1)(C). Accommodating the time limit  
8 imposed by Fed. R. Civ. P. 72(b), the clerk is directed to set the matter for consideration on  
9 September 19, 2014, as noted in the caption.

10 Dated this 2nd day of September, 2014.

11   
12 J. Richard Creatura  
13 United States Magistrate Judge  
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